

MOR-1**UNITED STATES BANKRUPTCY COURT**CASE NAME: Right of Way Maintenance Equipment CompanyCASE NUMBER: 09-35037PROPOSED PLAN DATE: 11/12/2009PETITION DATE: 7/13/2009 0:00DISTRICT OF TEXAS: SouthernDIVISION: Houston**MONTHLY OPERATING REPORT SUMMARY FOR MONTH****YEAR**

MONTH						
REVENUES (MOR-6)	60,602.23	0.00	0.00	0.00	0.00	0.00
INCOME BEFORE INT; DEPREC./TAX (MOR-6)	13,612.83	0.00	0.00	0.00	0.00	0.00
NET INCOME (LOSS) (MOR-6)	8,975.34	0.00	0.00	0.00	0.00	0.00
PAYMENTS TO INSIDERS (MOR-9)	1,202.58	1,603.44	0.00	0.00	0.00	0.00
PAYMENTS TO PROFESSIONALS (MOR-9)	15,550.00	2,500.00	0.00	0.00	0.00	0.00
TOTAL DISBURSEMENTS (MOR-8)	53,383.14	0.00	0.00	0.00	0.00	0.00

The original of this document must be filed with the United States Bankruptcy Court and a copy must be sent to the United States Trustee

REQUIRED INSURANCE MAINTAINED**AS OF SIGNATURE DATE****EXP.****DATE**

CASUALTY	Yes	11/8/2009
LIABILITY	Yes	11/8/2009
VEHICLE	Yes	9/8/2010
WORKER'S	Yes	6/10/2010
OTHER	Yes	11/8/2009

Are all accounts receivable being collected within terms?

CIRCLE ONE

Yes

Are all post-petition liabilities, including taxes, being paid within terms?

Yes

Have any pre-petition liabilities been paid?

No

Are all funds received being deposited into DIP bank accounts?

Yes

Were any assets disposed of outside the normal course of business?

No

If so, describe

Are all U.S. Trustee Quarterly Fee Payments current?

Yes

What is the status of your Plan of Reorganization?

Not Filed YetATTORNEY NAME: Leonard H. SimonFIRM NAME: Pendergraft & SimonADDRESS: 2777 Allen Parkway, Suite 800CITY, STATE, ZIP: Houston, Texas 77019TELEPHONE/FAX: 717-737-8207/832-202-2810**MOR-1**

I certify under penalty of perjury that the following complete
Monthly Operating Report (MOR), consisting of MOR-1 through
MOR-9 plus attachments, is true and correct.

SIGNED X [Signature] President
(ORIGINAL SIGNATURE)

John P. O'Hagan, Sr

DA:

9/29/2009

CASE NAME: Right of Way Maintenance Equipment Company
CASE NUMBER: 09-35037

COMPARATIVE BALANCE SHEETS

ASSETS	FILING DATE*	MONTH 8/31/2009	MONTH	MONTH	MONTH	MONTH	MONTH
CURRENT ASSETS							
Cash	4,376.42	16,805.79					
Accounts Receivable, Net	86,812.46	110,111.79					
Inventory: Lower of Cost or Market	525,905.85	548,473.11					
Tools & Equipment	26,930.00	26,930.00					
Office Equip & Supplies	3,054.00	3,054.00					
Other - Money Held in Court Registry	555,000.00	555,000.00					
TOTAL CURRENT ASSETS	1,202,078.73	1,260,374.69	0.00	0.00	0.00	0.00	0.00
PROPERTY, PLANT & EQUIP. @ FMV	625,000.00	625,000.00					
Less Accumulated Depreciation							
NET BOOK VALUE OF PP & E	625,000.00	625,000.00	0.00	0.00	0.00	0.00	0.00
OTHER ASSETS							
1. Patents - Unknown							
2. Goosneck Trailer	1,500.00	1,500.00					
3. Lit Claims - Cambridge & Att -Unknown							
4. Amount Due Gyro-Trac FJ	332,000.00	332,000.00					
TOTAL ASSETS	\$2,160,578.73	\$2,218,874.69	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00

* Per Schedules and Statement of Affairs

MOR-2

Revised 07/01/98

CASE NAME: Right of Way Maintenance Equipment Company
CASE NUMBER: 09-35037

COMPARATIVE BALANCE SHEETS

LIABILITIES & OWNER'S EQUITY	FILING DATE*	MONTH 8/31/2009	MONTH	MONTH	MONTH	MONTH	MONTH
LIABILITIES							
POST-PETITION LIABILITIES(MOR-4)		26,985.35					
PRE-PETITION LIABILITIES							
Notes Payable - Secured	629,184.49	629,184.49					
Priority Debt	0.00	0.00					
Federal Income Tax	0.00	0.00					
FICA/Withholding	0.00	0.00					
Unsecured Debt	1,060,228.68	1,060,228.68					
Other							
TOTAL PRE-PETITION LIABILITIES	1,689,413.17	1,689,413.17	0.00	0.00	0.00	0.00	0.00
TOTAL LIABILITIES	1,689,413.17	1,716,398.52	0.00	0.00	0.00	0.00	0.00
OWNER'S EQUITY (DEFICIT)							
PREFERRED STOCK							
COMMON STOCK							
ADDITIONAL PAID-IN CAPITAL							
RETAINED EARNINGS: Filing Date							
RETAINED EARNINGS: Post Filing Date		8,975.34	8,975.34	8,975.34			
TOTAL OWNER'S EQUITY (NET WORTH)	0.00	8,975.34	8,975.34	8,975.34	0.00	0.00	0.00
TOTAL LIABILITIES & OWNERS EQUITY	\$1,689,413.17	\$1,725,373.86	\$8,975.34	\$8,975.34	\$0.00	\$0.00	\$0.00

* Per Schedules and Statement of Affairs

MOR-3

Revised 07/01/98

CASE NAME: Right of Way Maintenance Equipment Company
CASE NUMBER: 09-35037

SCHEDULE OF POST-PETITION LIABILITIES

	MONTH	MONTH	MONTH	MONTH	MONTH	MONTH
TRADE ACCOUNTS PAYABLE						
TAX PAYABLE						
Federal Payroll Taxes	0.00					
State Payroll Taxes	0.00					
Ad Valorem Taxes	0.00					
Other Taxes	0.00					
TOTAL TAXES PAYABLE	0.00	0.00	0.00	0.00	0.00	0.00
SECURED DEBT POST-PETITION	0.00					
ACCRUED INTEREST PAYABLE						
ACCRUED PROFESSIONAL FEES*	26,985.35					
OTHER ACCRUED LIABILITIES						
1.						
2.						
3.						
TOTAL POST-PETITION LIABILITIES (MOR-3)	\$26,985.35	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00

*Payment requires Court Approval

MOR-4

Revised 07/01/98

CASE NAME: Right of Way Maintenance Equipment Company
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AGING OF POST-PETITION LIABILITIES
MONTH 8/31/2009

DAYS	TOTAL	TRADE ACCOUNTS	FEDERAL TAXES	STATE TAXES	AD VALOREM, OTHER TAXES	MONTE
0-30	0.00					
31-60	0.00					
61-90	0.00					
91+	0.00					
TOTAL	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00

AGING OF ACCOUNTS RECEIVABLE

MONTH						
0-30 DAYS	37,286.09	37,286.09				
31-60 DAYS	5,433.58	5,433.58				
61-90 DAYS	19,887.47	19,887.47				
91+ DAYS	47,504.65	47,504.65				
TOTAL	\$110,111.79	\$110,111.79	\$0.00	\$0.00	\$0.00	\$0.00

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Revised 07/01/98

CASE NAME: Right of Way Maintenance Equipment Company
CASE NUMBER: 09-35037

STATEMENT OF INCOME (LOSS)

	MONTH 8/31/2009	MONTH	MONTH	MONTH	MONTH	MONTH	FILING TO DATE
REVENUES (MOR-1)	60,602.23						60,602.23
TOTAL COST OF REVENUES	23,641.52						23,641.52
GROSS PROFIT	36,960.71	0.00	0.00	0.00	0.00	0.00	36,960.71
OPERATING EXPENSES:							
Selling & Marketing							0.00
General & Administrative	12,491.86						12,491.86
Insiders Compensation	2,806.02						2,806.02
Professional Fees	8,050.00						8,050.00
Other							0.00
Other							0.00
TOTAL OPERATING EXPENSES	23,347.88	0.00	0.00	0.00	0.00	0.00	23,347.88
INCOME BEFORE INT, DEPR/TAX (MOR-1)	13,612.83	0.00	0.00	0.00	0.00	0.00	13,612.83
INTEREST EXPENSE	3,011.67						3,011.67
DEPRECIATION	1,625.82						1,625.82
OTHER (INCOME) EXPENSE*							0.00
OTHER ITEMS**							0.00
TOTAL INT, DEPR & OTHER ITEMS	4,637.49	0.00	0.00	0.00	0.00	0.00	4,637.49
NET INCOME BEFORE TAXES	8,975.34	0.00	0.00	0.00	0.00	0.00	8,975.34
FEDERAL INCOME TAXES							0.00
NET INCOME (LOSS) (MOR-1)	\$8,975.34	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$8,975.34

Accrual Accounting Required, Otherwise Footnote with Explanation.

* Footnote Mandatory.

** Unusual and/or infrequent item(s) outside the ordinary course of business requires footnote.

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CASE NAME: Right of Way Maintenance Equipment Company
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CASH RECEIPTS AND DISBURSEMENTS	MONTH 8/31/2009	MONTH	MONTH	MONTH	MONTH	MONTH	FILING TO DATE
1. CASH-BEGINNING AS OF 7/13/2009	\$4,376.42		\$0.00	\$0.00	\$0.00	\$0.00	\$4,376.42
RECEIPTS:							
2. CASH SALES							0.00
3. COLLECTION OF ACCOUNTS RECEIVABLE	60,587.03						60,587.03
4. LOANS & ADVANCES (attach list)							0.00
5. SALE OF ASSETS							0.00
6. OTHER (attach list) sales tax rcvbl	1,007.50						1,007.50
TOTAL RECEIPTS**	61,594.53	0.00	0.00	0.00	0.00	0.00	61,594.53
(Withdrawal) Contribution by Individual Debtor MFR-2*							0.00
DISBURSEMENTS:							
7. NET PAYROLL	3,750.82						3,750.82
8. PAYROLL TAXES PAID	345.45						345.45
9. SALES, USE & OTHER TAXES PAID	2,743.74						2,743.74
10. SECURED/RENTAL/LEASES	5,219.22						5,219.22
11. UTILITIES & TELEPHONE	2,084.05						2,084.05
12. INSURANCE	4,370.38						4,370.38
13. INVENTORY PURCHASES	16,776.36						16,776.36
14. VEHICLE EXPENSES	2,013.22						2,013.22
15. TRAVEL & ENTERTAINMENT	1,615.07						1,615.07
16. REPAIRS, MAINTENANCE & SUPPLIES	1,430.64						1,430.64
17. ADMINISTRATIVE & SELLING							0.00
18. OTHER (attach list)	4,984.19						4,984.19
TOTAL DISBURSEMENTS FROM OPERATIONS	45,333.14	0.00	0.00	0.00	0.00	0.00	45,333.14
19. PROFESSIONAL FEES	8,050.00						8,050.00
20. U.S. TRUSTEE FEES							0.00
21. OTHER REORGANIZATION EXPENSES (attach list)							0.00
TOTAL DISBURSEMENTS**	53,383.14	0.00	0.00	0.00	0.00	0.00	53,383.14
22. NET CASH FLOW	8,211.39	0.00	0.00	0.00	0.00	0.00	8,211.39
23. CASH - END OF MONTH (MOR-2)	\$12,587.81	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$12,587.81

* Applies to Individual debtors only

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**Numbers for the current month should balance (match)

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RECEIPTS and CHECKS/OTHER DISBURSEMENTS lines on MOR-8

CASE NAME: Right of Way Maintenance Equipment Company
CASE NUMBER: 09-35037

CASH ACCOUNT RECONCILIATION
MONTH OF Jul-09

BANK NAME	JP Morgan Chase	JP Morgan Chase			
ACCOUNT NUMBER	#821323433	#821323441	#		
ACCOUNT TYPE	OPERATING	PAYROLL	TAX	OTHER FUNDS	TOTAL
BANK BALANCE	27,771.13	669.88			\$28,441.01
DEPOSITS IN TRANSIT	0.00	0.00			\$0.00
OUTSTANDING CHECKS	534.69	515.06			\$1,049.75
ADJUSTED BANK BALANCE	\$27,236.44	\$154.82	\$0.00	\$0.00	\$27,391.26
BEGINNING CASH - PER BOOKS	4,041.98	114.02			\$4,156.00
RECEIPTS*	36,624.12				\$36,624.12
TRANSFERS BETWEEN ACCOUNTS		2,271.45			\$2,271.45
(WITHDRAWAL) OR CONTRIBUTION BY INDIVIDUAL DEBTOR MFR-2					\$0.00
CHECKS/OTHER DISBURSEMENTS*	12,894.97	2,230.65			\$15,125.62
ENDING CASH - PER BOOKS	\$27,771.13	\$154.82	\$0.00	\$0.00	\$27,925.95

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*Numbers should balance (match) TOTAL RECEIPTS and
TOTAL DISBURSEMENTS lines on MOR-7

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* This includes \$5,237.37 returned check which reduces actual receipts by that amount

CASE NAME: Right of Way Maintenance Equipment Company
CASE NUMBER: 09-35037

CASH ACCOUNT RECONCILIATION
MONTH OF Aug-09

BANK NAME	JP Morgan Chase	JP Morgan Chase			
ACCOUNT NUMBER	#821323433	#821323441	#		
ACCOUNT TYPE	OPERATING	PAYROLL	TAX	OTHER FUNDS	TOTAL
BANK BALANCE	17,461.86	176.04			\$17,637.90
DEPOSITS IN TRANSIT	0.00	0.00			\$0.00
OUTSTANDING CHECKS	818.43	31.18			\$849.61
ADJUSTED BANK BALANCE	\$16,643.43	\$144.86	\$0.00	\$0.00	\$16,788.29
BEGINNING CASH - PER BOOKS	27,771.13	669.88			\$28,441.01
RECEIPTS*	24,970.41				\$24,970.41
TRANSFERS BETWEEN ACCOUNTS		2,484.00			\$2,484.00
(WITHDRAWAL) CONTRIBUTION BY OR INDIVIDUAL DEBTOR MFR-2					\$0.00
CHECKS/OTHER DISBURSEMENTS*	35,279.68	2,977.84			\$38,257.52
ENDING CASH - PER BOOKS	\$17,461.86	\$176.04	\$0.00	\$0.00	\$17,637.90

MOR-8

*Numbers should balance (match) TOTAL RECEIPTS and
TOTAL DISBURSEMENTS lines on MOR-7

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CASE NAME: Right of Way Maintenance Equipment CompanyCASE NUMBER: 09-35037**PAYMENTS TO INSIDERS AND PROFESSIONALS**

Of the total disbursements shown for the month, list the amount paid to insiders (as defined in Section 101(31)(A)-(F) of the U.S. Bankruptcy Code) and the professionals.
Also, for insiders, identify the type of compensation paid (e.g., salary, commission, bonus, etc.) (Attach additional pages as necessary).

INSIDERS: NAME/COMP TYPE	MONTH Jul-09	MONTH Aug. 2009	MONTH	MONTH	MONTH	MONTH
1. Karen O'Hagan hrly pay	1,202.58	1,603.44				
2.						
3.						
4.						
5.						
6.						
TOTAL INSIDERS (MOR-1)	\$1,202.58	\$1,603.44	\$0.00	\$0.00	\$0.00	\$0.00

PROFESSIONALS	MONTH 9-Jul	MONTH 9-Aug	MONTH	MONTH	MONTH	MONTH
1. Pendergraft & Simon * Legal	15,000.00	2,500.00				
2. Don Stocking Legal	550.00					
3.						
4.						
5.						
6.						
TOTAL PROFESSIONALS (MOR-1)	\$15,550.00	\$2,500.00	\$0.00	\$0.00	\$0.00	\$0.00

MOR-9

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* \$10,000 out of pre-petition Act

Disbursements/ Other

Accounting	334.27
Bank Services	343.67
Finance Charges CC Fees	231.26
Dues & Subscriptions	39
Misc other (service call exp)	443.74
Postage	100
Security	305.85
Uniforms	293.43
Waste Pickup	323.45
COG- other (Freight, consum	2569.52
	4984.19